IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5594 OF 2005

Ms.Sandra Martyres ...Applicant

Versus

Central Bureau of Investigation

ACU (V), New Delhi & Anr. ...Respondents

.....

Mr.Sidharth Luthra with Ms.Priti Suri i/b

Arpan Rajput & Co. for Applicant.

Mr.R.F.Lambay for Respondent No.1.

Ms.R.M.Gadhavi, A.P.P. for Respondent No.2.

.....

CORAM: A.M.KHANWILKAR, J.

NOVEMBER 25, 2005.

P.C.

1. During the course of argument, Counsel for the Applicant made the grievance that the Applicant is required to approach this Court by way of present proceedings because the discharge application filed by the Applicant has not been disposed of by the Trial Court since 1998.

2. It is inconceivable that discharge application should remain pending for such a long time. I hope and trust that the Trial Judge will be well advised to dispose of the discharge application as expeditiously as possible, in any case, not later than three months from today.

3. With this observation, present Application is disposed of.

4. It will be open to the Applicant to impress upon the Trial Judge to give short date for the hearing of the present case, relying on the above order.

5. Counsel for the Applicant has also fairly informed me that the discharge application is listed before the Trial Judge on 21st and 22nd December 2005. If it is so, the Trial Court may proceed with the arguments of the said Application on those dates and dispose of the application by speaking order without adjourning the matter for arguments.

A.M.KHANWILKAR, J.